

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

AVNER MALOUL and ALLEN LOWY,

Plaintiff,

-against-

IVAN BERKOWITZ, GREAT COURT
CAPITAL, LLC, SD PARTNERS, LLC,
UTIX GROUP, INC., VSUS TECHNOLOGIES,
INC., and SUNSET BRANDS, INC.,

**TRANSMITTAL AFFIDAVIT
IN SUPPORT OF MOTION TO
DISMISS**

07 Civ. 8525 (LBS)

Defendants.

-----X

STATE OF NEW YORK)

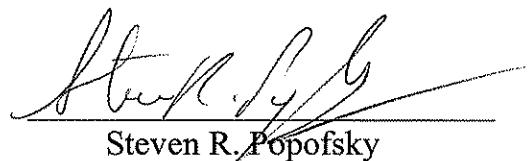
) ss.:

COUNTY OF NEW YORK)

STEVEN R. POPOFSKY, being sworn, states as follows:

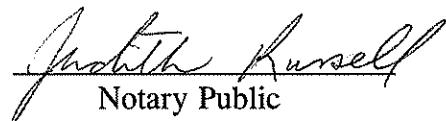
1. I am a member of Gersten Savage LLP, counsel for the moving defendants Ivan Berkowitz, Great Court Capital, LLC and SD Partners, LLC, in this action. I respectfully submit this affidavit to transmit to the Court a copy of the complaint, Exhibit A annexed hereto, with respect to which defendants' motion to dismiss is addressed.

Dated: November 21, 2007



Steven R. Popofsky

Sworn to before me this
21st day of November, 2007.



Judith Russell
Notary Public

Judith Russell
Notary Public, State of NY
No. 01RU6023388
Qualified in Kings County
Commission Expires April 19, 2011